



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
*P.O. Box 47600 • Olympia, Washington 98504-7600*  
*(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006*

REGISTERED MAIL

July 11, 2005

Diane Karnish  
Corps of Engineers  
201 N Third Avenue  
Walla Walla, WA 99362-1876

RE: Water Quality Certification Order No. 1155 1<sup>st</sup> Amendment  
Corps Public Notice CENWW-PM-PD-E 03-01  
Maintenance dredging of the Lower Snake River Federal Navigation Channel

Dear Ms. Karnish:

On May 5, 2004, Washington State Department of Ecology (Ecology) issued a water quality certification to the U.S. Army Corps of Engineers, Walla Walla District (Corps) for the above-referenced project pursuant to the provisions of 33 U.S.C. 1341 (FWPCA § 401). The Corps was unable to perform the maintenance dredging within the time period the certification was valid. On March 4, 2005 the Corps requested an extension of the water quality certification. After reviewing the Corps request for an extension and the Final Environmental Impact Statement dated June 2005, Ecology is amending Order No. 1155 to reflect the current proposed project and provide an extension until May 4, 2009.

This amendment may be appealed by following the procedures described in the amendment. If you have any questions concerning the content of the amendment, please contact me at (360) 407-6976.

Sincerely,

A handwritten signature in black ink, appearing to read "B. McFarland", is written over a light blue horizontal line.

Brenden McFarland  
Environmental Review and Transportation Section Manager  
Shorelands and Environmental Assistance Program

cc (via email):

Corps (Sandy Simmons, Jack Sands)  
EPA Region 10 (John Malek)  
WDFW (Bill Tweit)  
CRITFC (Bob Heinith)  
National Wildlife Federation (Jan Hasselman)

**WASHINGTON DEPARTMENT OF ECOLOGY**

<b>In the Matter of Granting Water</b>	)	Order # 1155 1 <sup>st</sup> Amendment
<b>Quality Certification/Modification to:</b>	)	(Corp # CENWW-PM-PD-E 03-01)
Walla Walla District, Corps of Engineers	)	Maintenance dredging of the
<b>In Accordance with 33 U.S.C. 1341</b>	)	Lower Snake River federal
<b>[FWPCA § 401], RCW 90.48.120,</b>	)	navigation channel to provide a 14
<b>RCW 90.48.260, and WAC 173-201A</b>	)	foot depth.

To: Diane Karnish  
Corps of Engineers  
201 N Third Avenue  
Walla Walla, WA 99362-1876

Order No. 1155, dated May 5, 2004, is hereby amended as follows:

**Project Description:**

**The paragraph that reads:**

The proposed project involves the maintenance at nine locations in the lower Snake River which are identified in Table 1 of the Corps Public Notice. Approximately 315,000 cubic yards of sediments will be dredged from various shoals that have developed at each location and restore the authorized depth of the navigation channel, remove sediment from port areas, and provide for recreational use. Sediment deposition reduces water depths to the point where access is impaired. Sediments are to be removed by clamshell dredge, dragline, or backhoe placed upon barges, and then transported to disposal sites identified in the public notice. Included in the proposed maintenance operation is beneficial use of the material to construct a bench and establish riparian habitat.

**Is replaced with:**

The proposed project involves the maintenance of the lower Snake River federal navigational channel and port berthing areas. Approximately 450,000 cubic yards of sediments will be dredged from various shoals that have developed at each location and restore the authorized depth of the navigation channel, remove sediment from port areas, and provide for recreational use. Sediment deposition reduces water depths to the point where access is impaired. Sediments are to be removed by clamshell dredge, dragline, or backhoe placed upon barges, and then transported to disposal sites identified in the "Lower Snake River Navigation Maintenance" final Environmental Impact Statement dated June 2005.

**Condition 3.b. that reads:**

**b)** Monitoring requirements of the applicant's *Lower Snake River and Clearwater River Winter 2004-2005 Maintenance Dredging Monitoring Plan* (December 2003) are incorporated as requirements of this certification. Monitoring results must be submitted to the department.

Is replaced as follows:

**b)** Monitoring requirements within appendix D of “Lower Snake River Navigation Maintenance Environmental Impact Statement” dated June 2005 are incorporated as requirements of this certification. Monitoring results must be submitted to the department.

Condition 4. that reads:

**Timing and Duration**

This certification shall cease to be valid after May 4, 2005. However, all in-water work must be completed between December 15, 2004 and March 1, 2005. The date of expiration or date of in-water work may be extended by the department at the request of the permittee.

Is replaced as follows:

**Timing and Duration**

a) This certification shall cease to be valid after May 4, 2009 or immediately after the proposed project has been completed. This certification only allows the Corps to perform the maintenance dredging once to provide a 14-foot navigation channel and port berthing area access. Maintenance dredging after this project has been completed will require a separate certification from Ecology.

b) Dredging and disposal shall be conducted only during the in-water work window (December 15 and March 1). The in-water work may be extended by the department at the request of the permittee.

No other conditions or requirements of the above-mentioned order are affected by this amendment.

You have the right to appeal this Amendment to the Pollution Control Hearings Board. Pursuant to chapter 43.21B RCW, your appeal must be filed with the Pollution Control Hearings Board, and served on the Department of Ecology, within thirty (30) days of the date of your receipt of this document.

To appeal this Amendment, your notice of appeal must contain a copy of the Ecology original Order and the amendment, that you are appealing.

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Your appeal must be filed with:

The Pollution Control Hearings Board  
4224 - 6th Avenue SE, Rowe Six, Bldg. 2  
P.O. Box 40903  
Lacey, Washington 98504-0903

Your appeal must also be served on:

The Department of Ecology  
Appeals Coordinator  
P.O. Box 47608  
Olympia, Washington 98504-7608.

In addition, please send a copy of your appeal to:

Loree' Randall  
Department of Ecology  
P.O. Box 47600  
Olympia, Washington 98504-7600

*For additional information: Environmental Hearings Office Website: <http://www.eho.wa.gov>*

Your appeal alone will not stay the effectiveness of this Order. Stay requests must be submitted in accordance with RCW 43.21B.320. These procedures are consistent with Ch. 43.21B RCW.

DATED this 11<sup>th</sup> day of July, 2005 at Lacey, Washington.



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Brenden McFarland  
Environmental Review and Transportation Section Manager  
Shorelands and Environmental Assistance Program